Los Angeles County Sheriff's Department
Supervisor's Report on Use of Force

Incident Information

URN: 497-12991-0532-057	Date: 8-16-97	Time: 2315
Location: [redacted] STRATHMORE AVE		
City or Station: ROSEMEAD		
Bureau/Station/Facility: TEMPLE	Admin. Invest.? ☐ YES ☒ NO	

Employee Witnesses

Employee #	Last Name	First Name	M.I.

Non-Employee Witnesses

Last Name		First Name		M.I.
[redacted]		[redacted]		
Street Address	**City**	**Zip Code**	**Work Ph**	**Home Ph**
[redacted]				
Last Name		**First Name**		**M.I.**
[redacted]		[redacted]		
Street Address	**City**	**Zip Code**	**Work Ph**	**Home Ph**
[redacted]				
Last Name		**First Name**		**M.I.**
[redacted]		[redacted]		
Street Address	**City**	**Zip Code**	**Work Ph**	**Home Ph**
[redacted]				

On Duty Supervisor

Employee #	Last Name	First Name	M.I.	Rank:	Present	Witness to Incident
[redacted]	VELEZ	BERT		SGT	☐ YES ☒ NO	☐ YES ☒ NO
					☐ YES ☐ NO	☐ YES ☐ NO

Watch Sergeant

Employee #	Last Name	First Name	M.I.
[redacted]	JACKSON	TROY	

Watch Commander

Employee #	Last Name	First Name	M.I.
[redacted]	WEBB	RALPH	

Watch Commander's Suspect Interview

Date:	Time:	Audio / ~~VideoTape~~:
8-17-97	0854	☒ YES ☐ NO

Watch Commander's Signature: ______________________________

Copy Provided to Employee by: ______________________________

Supervisor Completing Form: ______________________ (Print) Emp #: __________

Unit Commander's Signature: ______________________ Date Signed: __________

PSTD Use Only
FO # 1123530

SH-R-438 rev. 12/96

See Reverse

Original: Unit Commander
CC: P.S.T.D. Headquarters, Employee

Supervisor's Report on Use of Force

URN: 497-12991-0532-057

Method

(AW) Arwen
(BC) Baton:(Control)
(BI) Baton:(Impact)
(BF) Bodily Fluids
(CN) Canine
(CR) Carotid Restraint
(CH) Choke Hold
(CT) Control Holds:(Control Techniques)
(TT) Control Holds:(Team Takedown)
(TD) Control Holds:(Takedown)
(CE) Chemical
(OC) Chemical Agents (OC Spray)
(TG) Chemical Agents (Tear Gas)
(EX) Explosives
(FH) Firearm (Handgun)
(FR) Firearm (Rifle)
(FS) Firearm (Shotgun)
(FO) Firearm (Other)
(FB) Flashbang
(FL) Flashlight
(OE) Other Weapon: Edged
(OV) Other Weapon: Vehicle
(OB) Other Weapon: Blunt Object
(OO) Other Weapon: Other
(PK) Personal Weapon:Feet/Leg: (Kick)
(PS) Personal Weapon:Feet/Leg: (Sweep)
(PH) Personal Weapon (Hand/Arm)
(PP) Personal Weapon (Push)
(PO) Personal Weapon (Other)
(RS) Resistance
(CN) Restraint Device (Capture Net)
(RH) Restraint Device (Handcuffs)
(HB) Restraint Device:Hobble (Legs Only)
(TP) Restraint Device:Hobble (TARP)
(RE) Restraint Device:REACT Belt
(SP) Sap
(SH) Shield
(SG) 37mm Stinger
(SB) Sting Ball
(ST) Stun Bag
(TR) Taser
(UC) Uncooperative

Type of Injury

(AB) Abrasion
(BR) Bruise
(BU) Burn
(CP) Complaint of Pain
(CO) Concussion
(DH) Death
(DI) Dislocation
(DB) Dog Bite
(FR) Fractures
(GS) Gunshot
(HB) Human Bite
(LC) Lacerations
(ND) Nerve Damage
(OD) Organ Damage
(PA) Paralysis
(PW) Puncture Wound
(SD) Soft Tissue Damage
(ST) Sprain/Twists
(UN) Unconscious
(RM) Refused Med Treatment
(NN) NONE

Body Part Injured

(AD) Abdomen
(AK) Ankle
(AR) Arm
(BK) Back
(BT) Buttocks
(CH) Chest
(EL) Elbow
(FA) Face
(FE) Feet
(FI) Fingers
(GE) Genitals
(GR) Groin
(HD) Hands
(HE) Head
(HI) Hip
(IN) Internal
(KN) Knees
(LE) Leg
(NK) Neck
(NO) Nose
(SH) Shoulder
(WR) Wrist

***FORCE APPLIED** (one code per block)*

Used By (E# or S#)	Used Against (E# or S#)	Method (Code)	Type of Injury (Code)	Body Part (Code)
E1	S1	FL	LC	FA
			FR	HE
			BR	BK
E2	S1	FL	BR	KN
S1	E2	PH	AB	KN
S1	E1	PH	NN	

SH-R-438 rev. 12/98

See Front Side

Supervisor's Report on Use of Force
INVOLVED EMPLOYEE INFORMATION

URN: 497-12991-0532-057

Involved Employee

E1

Employee #	Last Name	First Name	M.I.
[redacted]	CHIVAS	ROBERT	

Sex: [X] Male [ ] Female
Race: W/
Unit of Assignment: TEMPLE
Work Assignment (Unit #, Module, etc.): 53A
Shift: [X] EM [ ] Day [ ] PM
[X] Regular Shift [ ] OT Shift [ ] Off Duty
Age: 34
Height: 6-2
Weight: 190
Medical Exam/Treatment [ ]
If Admitted, Name of Hospital: ______
Directed Force [ ]

E2

Employee #	Last Name	First Name	M.I.
[redacted]	PYBURN	DAVID	C.

Sex: [X] Male [ ] Female
Race: W/
Unit of Assignment: TEMPLE
Work Assignment (Unit #, Module, etc.): 53A
Shift: [X] EM [ ] Day [ ] PM
[X] Regular Shift [ ] OT Shift [ ] Off Duty
Age: 36
Height: 6-7
Weight: 250
Medical Exam/Treatment [ ]
If Admitted, Name of Hospital: ______
Directed Force [ ]

E

Employee #	Last Name	First Name	M.I.

Sex: [ ] Male [ ] Female
Race:
Unit of Assignment:
Work Assignment (Unit #, Module, etc.):
Shift: [ ] EM [ ] Day [ ] PM
[ ] Regular Shift [ ] OT Shift [ ] Off Duty
Age:
Height:
Weight:
Medical Exam/Treatment [ ]
If Admitted, Name of Hospital: ______
Directed Force [ ]

E

Employee #	Last Name	First Name	M.I.

Sex: [ ] Male [ ] Female
Race:
Unit of Assignment:
Work Assignment (Unit #, Module, etc.):
Shift: [ ] EM [ ] Day [ ] PM
[ ] Regular Shift [ ] OT Shift [ ] Off Duty
Age:
Height:
Weight:
Medical Exam/Treatment [ ]
If Admitted, Name of Hospital: ______
Directed Force [ ]

E

Employee #	Last Name	First Name	M.I.

Sex: [ ] Male [ ] Female
Race:
Unit of Assignment:
Work Assignment (Unit #, Module, etc.):
Shift: [ ] EM [ ] Day [ ] PM
[ ] Regular Shift [ ] OT Shift [ ] Off Duty
Age:
Height:
Weight:
Medical Exam/Treatment [ ]
If Admitted, Name of Hospital: ______
Directed Force [ ]

E

Employee #	Last Name	First Name	M.I.

Sex: [ ] Male [ ] Female
Race:
Unit of Assignment:
Work Assignment (Unit #, Module, etc.):
Shift: [ ] EM [ ] Day [ ] PM
[ ] Regular Shift [ ] OT Shift [ ] Off Duty
Age:
Height:
Weight:
Medical Exam/Treatment [ ]
If Admitted, Name of Hospital: ______
Directed Force [ ]

SH-R-438 rev. 12/96

See Other Side

Supervisor's Report on Use of Force
SUSPECT INFORMATION

URN: 497-12991-0532-057

Suspect Information

S1

Last Name	First Name	M.I.
MENDEZ	ALFREDO	A
AKA Last Name	First Name	M.I.

Sex:	Race:	Street Address:	City:	State & Zip Code:
☒ Male ☐ Female	H	[redacted]		

Work Phone:	Home Phone:	Age:	Height:	D.O.B.	Weight:	Armed?
[redacted]	–	22	6-0	1-28-75	245	☒

Booking #: 5352114 Primary Charge: 243(d)PC Secondary Charge: 242 PC.

Hospital Admission ☒ Name of Hospital: LCMC

Intoxication/Drug Usage: ☒ YES ☐ NO Type: TEQUILLA/BEER

Photos of Suspect's Injuries ☒ YES ☐ NO

S

Last Name	First Name	M.I.
AKA Last Name	First Name	M.I.

Sex:	Race:	Street Address:	City:	State & Zip Code:
☐ Male ☐ Female				

Work Phone:	Home Phone:	Age:	Height:	D.O.B.	Weight:	Armed?
						☐

Booking #: Primary Charge: Secondary Charge:

Hospital Admission ☐ Name of Hospital: ______

Intoxication/Drug Usage: ☐ YES ☐ NO Type: ______

Photos of Suspect's Injuries ☐ YES ☐ NO

S_

Last Name	First Name	M.I.
AKA Last Name	First Name	M.I.

Sex:	Race:	Street Address:	City:	State & Zip Code:
☐ Male ☐ Female				

Work Phone:	Home Phone:	Age:	Height:	D.O.B.	Weight:	Armed?
						☐

Booking #: Primary Charge: Secondary Charge:

Hospital Admission ☐ Name of Hospital: ______

Intoxication/Drug Usage: ☐ YES ☐ NO Type: ______

Photos of Suspect's Injuries ☐ YES ☐ NO

S_

Last Name	First Name	M.I.
AKA Last Name	First Name	M.I.

Sex:	Race:	Street Address:	City:	State & Zip Code:
☐ Male ☐ Female				

Work Phone:	Home Phone:	Age:	Height:	D.O.B.	Weight:	Armed?
						☐

Booking #: Primary Charge: Secondary Charge:

Hospital Admission ☐ Name of Hospital: ______

Intoxication/Drug Usage: ☐ YES ☐ NO Type: ______

Photos of Suspect's Injuries ☐ YES ☐ NO

SUPPLEMENTAL NON-EMPLOYEE WITNESSES

Los Angeles County Sheriff's Department

Non-Employee Witnesses

Last Name [redacted] First Name [redacted] MI
Street Address [redacted] Zip Code Work Ph Home Ph

Last Name [redacted] First Name [redacted] M.I.
Street Address [redacted]

Last Name [redacted] First Name [redacted] M.I.
Street Address City Zip Code Work Ph Home Ph [redacted]

Last Name [redacted] First Name [redacted] M.I.
Street Address City Zip Code Work Ph Home Ph [redacted]

Last Name [redacted] First Name [redacted] M.I. [redacted]
Street Address City Zip Code Work Ph Home Ph [redacted]

Last Name [redacted] First Name [redacted] M.I.
Street Address City Zip Code Work Ph Home Ph [redacted]

Last Name [redacted] First Name [redacted] M.I.
Street Address [redacted]

Last Name [redacted] First Name [redacted] M.I.
Street Address [redacted]

Last Name [redacted] First Name [redacted] M.I.
Street Address City Zip Code Work Ph Home Ph [redacted]

Last Name [redacted] First Name [redacted] M.I.
Street Address City Zip Code Work Ph Home Ph [redacted]

Last Name First Name M.I.
Street Address City Zip Code Work Ph Home Ph

Last Name First Name M.I.
Street Address City Zip Code Work Ph Home Ph

Last Name First Name M.I.
Street Address City Zip Code Work Ph Home Ph

Last Name First Name M.I.
Street Address City Zip Code Work Ph Home Ph

Last Name First Name M.I.
Street Address City Zip Code Work Ph Home Ph

Last Name First Name M.I.
Street Address City Zip Code Work Ph Home Ph

Last Name First Name M.I.
Street Address City Zip Code Work Ph Home Ph

INVESTIGATIVE SUMMARY

INTERVIEW SUMMARY

IAB #FO 1123530

[redacted]
Phone # [redacted]

[redacted] was interviewed by Sergeant Bert Velez of Temple Station on August 16, 1997, at 2341 hours. The interview was tape recorded.

Witness [redacted] **stated the following:** [redacted] said she had invited [redacted] who is a friend of her's to her party. [redacted] said that [redacted] in turn invited Mendez to the party, who she did not know. During the time Mendez was at the party, she said he had been drinking but did not state as to what or how much she saw him drink. At one point during the evening, Mendez began to remove his clothes while dancing. Because of his behavior, he was asked to leave. He did not comply with her request at which point, [redacted] was asked to take Mendez outside the front gate. [redacted] escorted him out to the front, when [redacted] saw Mendez starting a fight with one of the guests (NFD). [redacted] asked the guest to come back into the yard in order to separate the two of them. [redacted] escorted Mendez to his car, when he started to strike her.

[redacted] said she went into the house in order to call the Sheriff's Station. After calling the station, she came back out front to find Mendez being held down on the ground by four males from the party. She said that Mendez was held down on the ground until the arrival of the deputies. When the deputies arrived, Mendez was allowed to get up when he attacked [redacted] The deputies then tried to restrain Mendez, when he attempted to strike the deputies. [redacted] said she did not see the deputies strike Mendez.

INTERVIEW SUMMARY

IAB #FO 1123530

[redacted]
Phone # [redacted]

[redacted] was interviewed by Sergeant Bert Velez of Temple Station on August 16, 1997, at 2345 hours. The interview was tape recorded.

Victim [redacted] stated the following: [redacted] said he attempted to calm Mendez down when Mendez was being held down on the ground by a group of males, who were attending the party. It was [redacted] belief what started the problem was when someone asked Mendez to leave because he had too much to drink. When Mendez was let go, Mendez charged him striking him one time. [redacted] said he was not injured as a result of the attack.

[redacted] said he saw Mendez "struggle" with the deputies but could not say exactly what the struggle consisted of. He believed he saw one of the deputies strike Mendez with something but was unsure what the object was. [redacted] said he did not see Mendez hit the deputies. [redacted] said after the struggle, the deputies were able to force him to the ground.

INTERVIEW SUMMARY

IAB #FO 1123530

[redacted]

Phone # [redacted]

[redacted] was interviewed by Sergeant Chester Mitchell of Internal Affairs Bureau on August 17, 1997, at 0346 hours. The interview was tape recorded.

Witness [redacted] stated the following: [redacted] said she had been sitting with Mendez, his [redacted] and a male friend (NFD). During the time she was sitting with them, [redacted] stated they had been drinking a lot of different types of alcoholic drinks. At one point, [redacted] commented to them that they should not be mixing the different types of alcohol, however Mendez' response was he could handle anything.

After Mendez finished dancing with his [redacted] she approached [redacted] and asked her to dance with Mendez. [redacted] was puzzled by her request and asked her why. The [redacted] said she did not want to dance but she knew if someone did not dance, he would become violent. While they were at the table, Mendez removed his shirt and began to unbutton his pants. The [redacted] had buttoned his pants back up at which point [redacted] agreed to dance with Mendez. While on the dance floor, Mendez again unbuttoned his pants and started to pull them down. One of the other males at the party asked Mendez to leave. Mendez became upset at which time, the male (NFD) who had been with him attempted to convince him to leave. Mendez picked up a folding chair and began to walk towards the dance floor as if he was going to throw it at someone. The [redacted] managed to get the chair from him at which time she, along with the male friend, were able to convince him to leave. As they were leaving the party, a group of attendees followed them as they walked towards the front of the residence. By the time [redacted] reached the front of the residence, there were four males from the party holding him down on the ground. [redacted] said her [redacted], [redacted] attempted to talk to Mendez in an attempt to calm him down. She said Mendez did not have a shirt on at this time.

While he was being detained, [redacted] came out and told Mendez that she had called the police. It was at that time, [redacted] pleaded with the crowd not to let him go until the deputies arrived. [redacted] told them that she knew if they allowed him to get up he would go "biserque." Once the deputies arrived, [redacted] said the deputies asked the crowd to let go of Mendez.

[redacted] said it was at that point, Mendez attacked her [redacted], [redacted] [redacted] She said she turned away. After Mendez stopped hitting her [redacted] she grabbed her [redacted] and pulled him away in an attempt to separate her [redacted] from Mendez.

[redacted] said she did not see Mendez attack the deputies but after the incident was over, many of the party attendees had commented that Mendez had attacked the deputies. [redacted] said at the conclusion of the fight between the deputies and Mendez, she saw him being detained on the ground along side of the deputies vehicle. The deputies were in the process of handcuffing Mendez as he layed face down on the ground. [redacted] said when Mendez stood up, once the paramedics arrived, she noticed a lot of blood on his face.

[redacted] stated in her estimation, Mendez was extremely intoxicated and described him as being very large.

INTERVIEW SUMMARY

IAB #FO 1123530


[redacted]
Phone # [redacted]

[redacted] was initially interviewed by Sergeant Bert Velez of Temple Station on August 17, 1997, at 0007 hours and then again later by Sergeant Art Lucas of Internal Affairs Bureau. Both conversations were tape recorded.

Witness [redacted] stated the following: [redacted] who was nine years old at the time of the incident, said she had gone to the party with her [redacted], [redacted] While at the party, Mendez approached her outside the house, as she was enroute to go to the bathroom. [redacted] said she did not know Mendez. After picking her up, Mendez then immediately dropped her to the ground.

IAB Note: I had [redacted] demonstrate as to how she landed on the ground. She demonstrated that she had landed on her buttocks with both of her legs extended out parallel to the ground. She indicated that she was not injured as result of his actions.

[redacted] said prior to him picking her up, he did not say anything to her. After being dropped to the ground, [redacted] ran into the house. Initially, Mendez followed her and then quit, when his [redacted] yelled at him. [redacted] said she later saw Mendez again, when she exited from the bathroom and saw him dancing. It was during this time, she saw him start to remove his clothes.

[redacted] said [redacted] then located her and told her what had occurred between her and Mendez. [redacted] said she did not see any of the incident out front, because all of the children were told to go to the backyard.

[redacted] said she later saw Mendez out in front of the residence chasing his [redacted] Based on Mendez' actions it was her belief, he may have been hurting her. It was at this time, when some of the males who were attending the party, grabbed Mendez and held him on the ground. [redacted] said the males who were detaining Mendez were merely holding him on the ground, as he continued to struggle. Mendez was laying on his stomach partial in the street and the driveway leading to the location of the party. [redacted] said [redacted] pleaded with the crowd not to let Mendez go.

[redacted] said she remained out in front of the residence until the deputies arrived. [redacted] said when the deputies had instructed the crowd to let Mendez go, she left to gather up the children who were now starting to come out front. She said she did not see any of the altercation between Mendez and the deputies.

INTERVIEW SUMMARY

IAB #FO 1123530



[redacted]

Phone #[redacted]

[redacted] was interviewed by Sergeant Chester Mitchell of Internal Affairs Bureau on August 17, 1997, at 0325 hours. The interview was tape recorded.

Witness [redacted] stated the following: [redacted] who lives [redacted] from the location where the party took place, stated that he was not at home during the time the party was being given. He said he returned home at approximately 2400 hours after the party had concluded.

[redacted] interpreted for his [redacted], [redacted] who was at home but asleep during the party. She said she had gone to bed at approximately 2230 hours and was later awakened by the noise of the people attending the party. At the time she looked out front, the paramedics were already present. She said she did not see any part of the incident involving the deputies. Angel stated that there was no one else in her residence during the time of the party.

INTERVIEW SUMMARY

IAB #FO 1123530

[redacted]
Phone # [redacted]

[redacted] was interviewed by Sergeant Bert Velez of Temple Station on August 17, 1997, at 0005 hours. The interview was tape recorded.

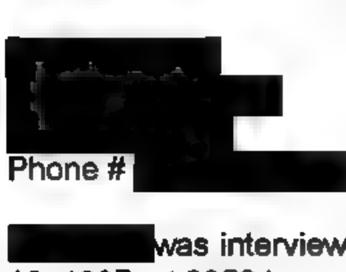
Witness [redacted] stated the following: [redacted] said while dancing, he saw Mendez remove his shirt and pull his pants down. [redacted] confronted him and told to leave. Mendez responded by head butting [redacted] one time. [redacted] said he was not injured as a result of the assault. Mendez then left the party.

[redacted] said he later spoke to his [redacted] inside of the house, when he learned that his [redacted] was one of the males who had held Mendez on the ground. His [redacted] told him he was holding Mendez on the ground, because Mendez had previously hit and thrown their [redacted] out of the bathroom.

[redacted] did not indicate he saw the incident between Mendez and the deputies.

INTERVIEW SUMMARY

IAB #FO 1123530



[redacted]
Phone # [redacted]

[redacted] was interviewed by Sergeant Bert Velez of Temple Station on August 16, 1997, at 2350 hours. The interview was tape recorded.

Witness [redacted] stated the following: [redacted] stated that she had been invited to the party and in turn asked her [redacted] Alfredo Mendez, to meet her at the party. She said Mendez had been drinking with a friend of his. [redacted] said during the evening, Mendez had too much to drink. While dancing, Mendez removed his shirt and based upon his actions, she thought it was a good time for them to leave.

They walked out to the street, however [redacted] did not know where the car was parked. As they looked for the car, they walked past the front of the house, where the party was being given, one of the males inside the front yard said something to Mendez which upset him. [redacted] asked the male to leave them alone, when someone opened up the front gate and a number of the party attendees came out onto the sidewalk. She said as the Mendez argued with the males, a number of them rushed him and forced him to the ground. [redacted] said she asked the males to continue to hold him down, thinking he might pass out and then they could help her get him into the car, so she could take him home.

During the time he was being detained on the ground, the deputies arrived. [redacted] said the deputies attempted to "retain" Mendez. It was her opinion that it appeared that the deputies were going to handcuff Mendez She said Mendez did not want to be handcuffed, which caused a struggle to ensue. When [redacted] was asked if he had pushed the deputies, she replied "I guess, I don't know." She said she did not see Mendez hit the deputies. She said the deputies were ultimately able to force Mendez to the ground, where he was handcuffed. [redacted] said she never saw the deputies hit Mendez. She described the actions of the deputies as attempting to "retain" Mendez.

INTERVIEW SUMMARY

IAB #FO 1123530

[redacted]

[redacted] was interviewed by Sergeants Art Lucas and Chester Mitchell of Internal Affairs Bureau on August 17, 1997, at 0415 hours. The interview was tape recorded.

Witness [redacted] **stated the following**: [redacted], who lives directly [redacted] from the party, said he had been at the party but decided to leave and return home. While inside of his residence, he heard his dog barking at which point he went outside to see why his dog was barking. He saw the deputies struggling with Mendez. [redacted] could not describe what occurred in any greater detail, other than the deputies were struggling with Mendez. [redacted] said based upon what he had seen that the deputies acted appropriately.

IAB Note: [redacted] not only had consumed alcohol prior to our arrival, but continued to consume alcohol during the entire time we were there while seated on his front porch.

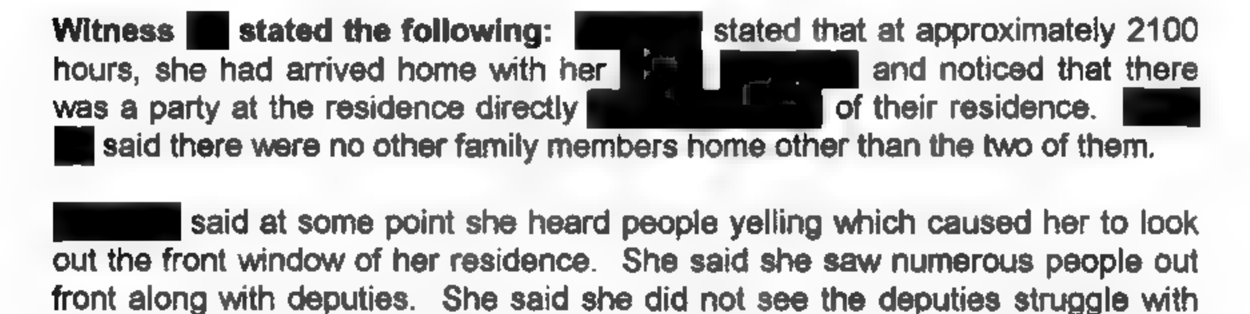
INTERVIEW SUMMARY

IAB #FO 1123530


[redacted]

Phone # [redacted]

[redacted] was interviewed by Sergeants Art Lucas and Chester Mitchell of Internal Affairs Bureau on August 17, 1997, at 0410 hours. The interview was tape recorded.


Witness [redacted] stated the following: [redacted] stated that at approximately 2100 hours, she had arrived home with her [redacted] and noticed that there was a party at the residence directly [redacted] of their residence. [redacted] said there were no other family members home other than the two of them.

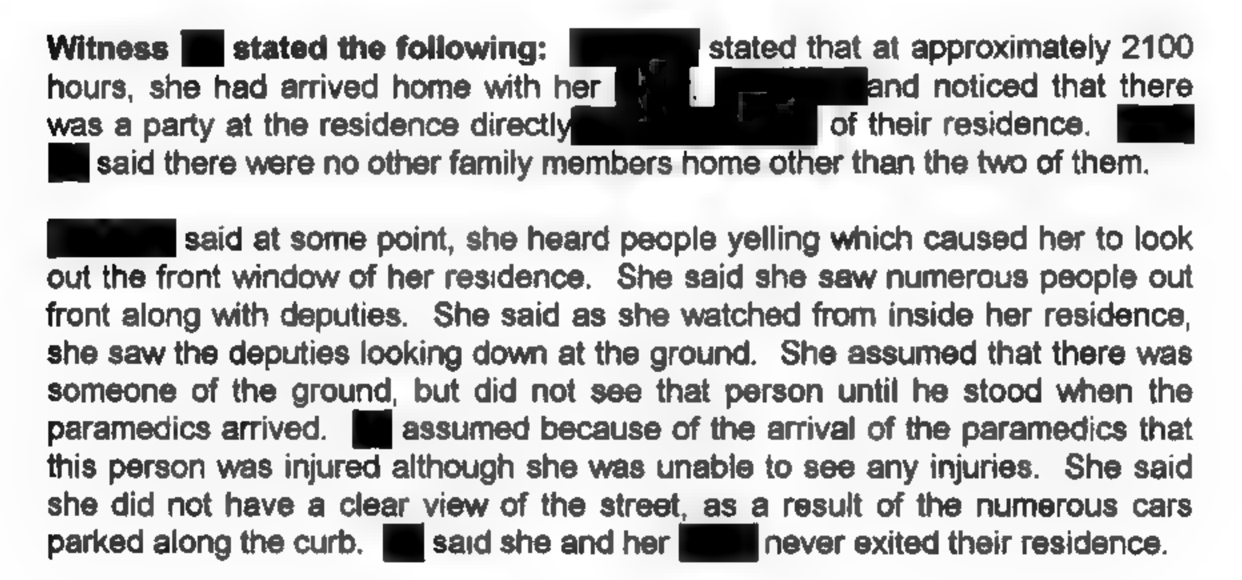
[redacted] said at some point she heard people yelling which caused her to look out the front window of her residence. She said she saw numerous people out front along with deputies. She said she did not see the deputies struggle with anyone. She said she was not able to have a clear view of the street, as a result of the numerous cars parked along the curb. [redacted] said she and her [redacted] never exited their residence.

INTERVIEW SUMMARY

IAB #FO 1123530


[redacted]
Phone # [redacted]

[redacted] was interviewed by Sergeants Art Lucas and Chester Mitchell of Internal Affairs Bureau on August 17, 1997, at 0410 hours. The interview was tape recorded.


Witness [redacted] stated the following: [redacted] stated that at approximately 2100 hours, she had arrived home with her [redacted]. [redacted] and noticed that there was a party at the residence directly [redacted] of their residence. [redacted] said there were no other family members home other than the two of them.

[redacted] said at some point, she heard people yelling which caused her to look out the front window of her residence. She said she saw numerous people out front along with deputies. She said as she watched from inside her residence, she saw the deputies looking down at the ground. She assumed that there was someone of the ground, but did not see that person until he stood when the paramedics arrived. [redacted] assumed because of the arrival of the paramedics that this person was injured although she was unable to see any injuries. She said she did not have a clear view of the street, as a result of the numerous cars parked along the curb. [redacted] said she and her [redacted] never exited their residence.

INTERVIEW SUMMARY

IAB #FO 1123530


[redacted]
Phone # [redacted]

[redacted] was interviewed by Sergeant Chester Mitchell of Internal Affairs Bureau on August 17, 1997, at 0345 hours. The interview was tape recorded.

Witness [redacted] stated the following: [redacted] said that while at the party, she first noticed Mendez when he was dancing. After finishing dancing, he removed his shirt and then started to unbutton his pants. [redacted] said that a female who was with him, tried to stop him. At this point, Mendez began to walk away, while [redacted] went to the dance floor. It was sometime later, she noticed a crowd of people at the front of the residence and later saw deputies out front. She did not see what took place between the deputies nor the males who had initially detained him. [redacted] said she only saw that Mendez was being detained by the deputies prior to the arrival of paramedics.

INTERVIEW SUMMARY

IAB #FO 1123530

Mendez, Alfredo Alexander
[redacted]
Phone # [redacted]

Mendez was interviewed by Sergeants Art Lucas and Chester Mitchell of Internal Affairs Bureau on August 17, 1997, at 0854 hours. The interview took place at LCMC and was tape recorded.

Suspect Mendez stated the following: Mendez said he was invited to the party by [redacted] who is a friend of his. Mendez said he went to the party with a person he knew only as [redacted]," who he had only known for approximately two months. Mendez said they met [redacted] at the party. Upon their arrival to the party at approximately 2000 hours, [redacted] was already at the party and had been drinking. Mendez said during the time he was at the party, he consumed three 12oz beers and two kamikaze's. He said he did not consume any alcohol prior to his arrival at the party. Mendez said there was a lot of alcohol being served to "everyone" in attendance. Mendez said he did not know anyone at the party other than [redacted] and "[redacted]"

While at the party, a fight broke out between two individuals (NFD) and he tried to stop the fight. He said the fight started at the back of the residence and continued down the driveway to the front of the residence. During the time he was trying to break up the fight, Mendez said the deputies arrived. Mendez said he believed he ended up getting into a "scuffle" with the deputies but was unsure what took place. Mendez said after the incident with the deputies, some of the people who were in attendance at the party, told him he had been hit in the head by the deputies. Mendez denied he had tried to strike the deputies or anyone else at the party. Mendez admitted that he was probably was involved in a struggle with some of the attendees, based upon his injuries. Mendez could not recall with any detail as to who he was struggling with or how many he struggled with.

IAB Note: When Mendez was asked as to whether he knew the deputies hit him independent of what he was told to him by others, he replied he had no comment. When I pursued the question about why he did not want to comment, he stated he did not know who hit him and that is why he did not want to make a statement. When Mendez was asked if he was involved in a struggle with deputies, again he declined to comment. After further conversation, he admitted that the only thing he knew was that he had been struck in the head by someone

and then later realized he was in the hospital. Based on his statements, it appeared he had [redacted]

During the interview, I noted the following injuries and complaints of pain: Mendez complained of pain to his right ankle, left wrist and both shoulders. I was able to observe some scratches and reddening to the skin, along with bruises on his right upper arm near his arm pit. There were some scratches to his left arm near his arm pit, a laceration to the left side of his forehead and an abrasion under his right eye. On his right leg, just above his knee, there was a red mark approximately two inches in length and one inch in width. On the left side of his back, there was a red mark which was consistent in size and shape to the mark on his right knee. Both marks appeared to have been caused by a flashlight strike. Mendez could not say as to who caused what injuries to him, other than it was his belief the deputies were responsible for the laceration on his forehead.

IAB Note: According the Mendez' medical records, his blood alcohol level was .237. Mendez characterized his intoxication level as being mild.

INTERVIEW SUMMARY

IAB #FO 1123530

Liker, Mark
Doctor
County Employee #[redacted]

Liker was interviewed by Sergeants Art Lucas and Chester Mitchell of Internal Affairs Bureau on August 17, 1997, at 0957 hours. The interview was tape recorded.

Doctor Liker stated the following: Liker stated when he first examined Mendez, he noted approximately a two centimeter laceration to the left side of his forehead. Liker said the laceration was a deep laceration to the point which allowed him to touch Mendez' skull with his finger. Liker said he was not the doctor who sutured the laceration, but said it probably took five to seven sutures to close the injury. Liker said a catscan of Mendez' head revealed a depressed skull fracture directly below the laceration on his forehead, but said the treatment for that was to monitor him for a twenty four hour period. Liker said based upon his injuries, he expected Mendez to have a full recovery. However, there was a remote possibility he could later develop seizures. Liker said Mendez' chances of developing seizures was less than a twenty percent chance. Liker said the injury to the forehead was consistent with being struck with the leading edge of a flashlight, as described by Chivas.

Liker also said he saw a superficial abrasion on the right side of his face, which required no medical treatment. Liker said the abrasion to the face was consistent with a fall to the ground. An x-ray of Mendez' neck was normal and he did not complain of any pain when asked to move his neck. Liker said Mendez had full range of mobility in his neck. Other than the injuries mentioned, Mendez did not complain of any other injuries.

IAB Note: During the interview, Sergeant Mitchell noted some dried blood on the left side of Mendez' head, which appeared to be an additional injury. At our request, Liker examined the potential injury and determined there was no injury it was merely dried blood.

SUMMARY OF INTERVIEW

FILE #FO 1123530

Robert Chivas

Los Angeles County Sheriff's Deputy, #[redacted] assigned to Temple Station was interviewed on August 17, 1997, at 0516 hours by Sergeants Art Lucas and Chester Mitchell of the Internal Affairs Bureau. Prior to the interview, Deputy Chivas was given a copy of his administrative rights which he read, dated, signed and stated that he understood. The interview was tape recorded.

Deputy Chivas stated substantially: Chivas stated he responded to [redacted] Strathmore Ave., with his partner Pyburn, regarding a fight call. Chivas stated that as they drove southbound on Strathmore Ave, initially he did not see anyone in the street, until they neared the location. As he stopped just north of the location, he could see a crowd standing at the mouth of the driveway of the location. As they exited their vehicle two females told him that Mendez had created a problem within the party. Mendez was being held down on the ground by a group of approximately five to seven males. Once the crowd had dispersed from around Mendez, he saw Mendez lying on his stomach. Chivas saw that he did not have a shirt on. Mendez was not attempting to resist the males who were holding him down on the ground at that time. The individuals who were holding Mendez down on the ground, asked Chivas and Pyburn to escort Mendez out of the party.

Once the group released Mendez and he initially appeared to be calm as he stood up. Chivas stated he noticed that Mendez had some scratches on his upper body which he assumed were as a result of being involved in a fight. As Mendez rose to his feet, he immediately turned to his right and entered the group of males who had been detaining him. Mendez then hit [redacted] approximately three times in either the stomach or the chest. Chivas grabbed Mendez' left bicep with his left hand and at that point, he was standing sideways as Chivas faced Mendez. Chivas then tried to lead Mendez out into the street in order to remove him from the crowd. As they neared the front of their radio car, Mendez jerked away from Chivas' grasp and immediately attempted to strike Chivas with his right hand. Mendez missed and continued his attack as he swung his fists wildly in an attempt to strike Chivas. During this time, Chivas ordered Mendez to stop, however, he failed to comply. Initially, Chivas backed away in order to create some distance between him and Mendez. As Chivas backed away, he defended himself by using his flashlight to strike the suspect. Chivas said he used his flashlight because he had it in his hand when he initially contacted Mendez. Chivas said he struck Mendez approximately four to six times on Mendez' arms and shoulder area. Chivas said that one of the flashlight strikes deflected off of his bicep or shoulder and glanced across the left side of Mendez' forehead. Chivas said Mendez was temporarily stunned, however, he continued his attack of the two deputies. It was at this point that Pyburn had stepped in and began to assist Chivas.

Once Pyburn took Mendez to the ground, Pyburn placed his left wrist in a rear wrist lock. It was at this point that Chivas requested assistance via his hand held radio. As Chivas was requesting assistance, Pyburn managed to gain control of both hands and handcuff him. Mendez was detained on the asphalt roadway until paramedics arrived. Prior to the paramedics arriving, Mendez vomited.

Chivas said during this incident, he was in possession of his O.C. spray but he did not have his baton with him. Chivas said he had left his baton in his vehicle. Chivas also said he did not utilize

any of the other force options, because of the suddenness of Mendez' attack. Chivas said he held his flashlight in his right hand with his hand wrapped around the bulb portion of the light, with the battery portion of the flashlight extending out from the top of his hand. Chivas said that his strikes were confined to the left side of Mendez' body. Chivas estimated the length of time of this assault took approximately fifteen seconds.

SUMMARY OF INTERVIEW

FILE #FO 1123530

David Pyburn

Los Angeles County Sheriff's Deputy #[redacted] assigned to Temple Station was interviewed on August 17, 1997, at 0650 hours by Sergeants Art Lucas and Chester Mitchell of the Internal Affairs Bureau. Prior to the interview commencing Deputy Pyburn was given a copy of his administrative rights which he read, dated, signed and stated that he understood. The interview was tape recorded.

Deputy Pyburn stated substantially: Pyburn stated he had responded to [redacted] Strathmore Ave, with his partner Chivas, regarding a fight call. He said as they, turned onto Strathmore, they turned out their vehicle's headlights and drove southbound. As they neared the location, they could see a large group, approximately twenty to twenty five people which was in part in the street and in the driveway of the location. Pyburn was able to see a female (NFD) standing in the street flagging them down.

Pyburn stated that as they exited their vehicle, the crowd separated at which point they observed a male being held on the ground by approximately six to eight males. Pyburn attempted to determine from someone within the crowd, as to what had taken place, however, no one provided any information to him. The crowd was ordered to disperse. They ordered the males who were detaining the suspect on the ground, to release him. The suspect was told to sit up, at which time the suspect complied with their order. Pyburn stated they did this so, they could determine if he was injured and to remove him from the crowd. Pyburn stated that the male was not wearing a shirt and could see that he was dirty, sweaty and had blood on his chest, back, face and both shoulders.

Because the crowd was still present and it appeared they were upset with him, they wanted to remove him from the area to their vehicle, which was parked in the street just north of them. Pyburn stated Chivas and him assisted Mendez to his feet. As soon as he stood up, Mendez ran into the crowd, who was standing in the driveway of the location and assaulted [redacted] Pyburn stated that Mendez struck [redacted] two or three times, at which time, Pyburn and Chivas both grabbed Mendez and pulled him back out into the street, towards their vehicle. Mendez took approximately two steps and then broke free of Chivas' and Pyburn's grasp. As they stood the front of their vehicle, Mendez immediately turned and began to throw a flurry of punches at Chivas. Pyburn estimated that Mendez attempted to strike Chivas approximately ten times.

As Mendez attempted to strike Chivas, Pyburn moved to Mendez' right side, which was to the left of Chivas. Pyburn ordered Mendez to stop his attack, when Mendez turned in his direction and attempted to hit him. Because Mendez was within striking distance of Pyburn, Pyburn used his flashlight to strike Mendez on his right leg just above his knee cap. Pyburn's flashlight slipped out of his hand and fell to the ground, skidding across the street to the west curb. Pyburn said that it did not appear that Mendez was fazed by his strike. Pyburn said Mendez was so close to him, he did not have time to utilize any of the other force options available to him, such as OC spray or his baton.

In order to create some distance between Pyburn and Mendez, Pyburn elected to strike Mendez on his right rib cage with his fist. Pyburn then attempted to back away from Mendez by backing down along side the passenger side of their vehicle. As Pyburn attempted to create some distance

between the two of them, Pyburn became pinned against the passenger side of the vehicle, near the back door. Pyburn then elected to strike Mendez again with his right fist on Mendez' face. Mendez continued his attack against Pyburn, so Pyburn again hit him with his left fist on the right side of Mendez' head, just above Mendez' ear. It was at this point he appeared to be stunned, at which time Mendez backed away.

Pyburn grabbed the suspect's left side of his body with his left hand and placed his right hand on Mendez' shoulder area. Pyburn using his body weight forced Mendez to the ground and followed him to the ground as he (Pyburn) landed on top of Mendez. Mendez continued to try and free himself at which time Pyburn again told him to stop struggling. Mendez continued, so Pyburn grabbed his left wrist and placed it into a wrist lock. Mendez was then instructed to place his right hand behind his back, which was between his (Mendez) body and the ground. Pyburn told Mendez to place his right hand behind his back two or three times at which time he finally complied. Pyburn was then able to handcuff Mendez. Pyburn held Mendez on the ground until paramedics arrived approximately one minute later.

During the time Pyburn was handcuffing Mendez, Chivas was requesting assistance. Prior to the paramedics arriving, Mendez vomited and Pyburn noticed a very strong odor of alcohol.

When Pyburn took Mendez to the ground, he (Pyburn) sustained a small abrasion to his left knee and created a tear at the knee of his pants. Pyburn's right hand was also sore. Pyburn stated that he believed that Mendez sustained and abrasion to his (Mendez) face as a result of being taken to the ground.